

CORRECTED FISCAL NOTE
HB 2638 - SB 2655

March 20, 2006

SUMMARY OF BILL: Shifts background checks on firearms purchases from Tennessee Bureau of Investigation (TBI) to federal government.

ESTIMATED FISCAL IMPACT:

On March 20, 2006, we issued a fiscal note which indicated *Decrease State Revenues – \$2,100,000 / TBI Background Check Fees* and *Decrease State Expenditures – \$2,100,000 / TBI Background Checks*. Based on the additional information provided to us, the estimated fiscal impact of this bill is:

(CORRECTED)

Decrease State Revenues – \$2,100,000 / TBI Background Check Fees

Decrease State Expenditures – \$2,100,000 / TBI Background Checks

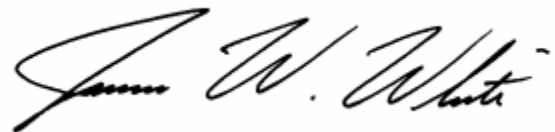
Other Fiscal Impact – Tenn. Code Ann. § 39-17-1316(e) requires the General Assembly to appropriate any excess funds collected under that section for criminal background checks to TBI for other law enforcement purposes. TBI has reported to the Senate and House Judiciary Committees that it received the following amounts in excess funds during the past three fiscal years: FY 03 - \$188,851.48; FY 04 - \$17,245.77; FY 05 - \$0.00. TBI further reported that it was applying these funds toward funding a portion of an upgrade of its computer system for conducting background checks. By eliminating the statutory authority for collecting these fees, any future excess fees that may have been generated will not be available and such funding, if it occurs, will require an appropriation from the general fund.

Assumptions:

- TBI's authority to collect background check fees is eliminated.
- Elimination of 17 positions funded by Tennessee Instant Check System.

CERTIFICATION:

This is to duly certify that the information contained herein is true and correct to the best of my knowledge.



James W. White, Executive Director

